

AMENDED IN SENATE JULY 5, 2011  
AMENDED IN ASSEMBLY MAY 10, 2011  
AMENDED IN ASSEMBLY APRIL 25, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

**ASSEMBLY BILL**

**No. 952**

---

**Introduced by Assembly Member Jones  
(Coauthor: Assembly Member Gordon)**

February 18, 2011

---

An act to *amend Section 185034 of, and to add Section 185025 to,* the Public Utilities Code, relating to high-speed rail.

LEGISLATIVE COUNSEL'S DIGEST

AB 952, as amended, Jones. High-speed rail.

Existing law creates the High-Speed Rail Authority with specified powers and duties relative to development and implementation of a high-speed train system. The authority is composed of 9 members, including 5 members appointed by the Governor. Members of the authority are subject to the Political Reform Act of 1974.

This bill would prohibit a member, employee, or consultant of the authority from being the recipient of any gift, as defined, in a specified provision of the act. The bill would prohibit a construction company, engineering firm, consultant, legal firm, or any other company, vendor, or business entity with a contract or seeking a contract with the authority, or subcontractor of any of the foregoing, or owner, employee, or any member of their immediate families of any of these companies, firms, vendors, entities, or subcontractors, from making any gift to a member, employee, or consultant of the authority, or to any member of their immediate families. The bill would authorize the authority itself to

receive gifts, and to transfer those gifts as specified, with the written approval of the Department of Finance.

This bill, with certain exceptions, would prohibit a member, employee, or consultant of the authority from appearing before the authority on behalf of, or in any way representing before the authority, any individual or private or public entity for 3 years after termination of the employment or contract relationship with the authority.

*Existing law provides that the authority may accept grants, fees, and allocations from various sources, including the state, the federal government, foreign governments, and private sources.*

*This bill would delete the reference to foreign governments.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 185025 is added to the Public Utilities  
2     Code, to read:  
3     185025. (a) No member, employee, or consultant of the  
4     authority shall be the recipient of any gift, as defined in Section  
5     82028 of the Government Code. No construction company,  
6     engineering firm, consultant, legal firm, or any other company,  
7     vendor, or business entity with a contract or seeking a contract  
8     with the authority, or subcontractor of any of the foregoing, or  
9     owner, employee, or any member of their immediate families of  
10    any of these companies, firms, vendors, entities, or subcontractors,  
11    shall make any gift to a member, employee, or consultant of the  
12    authority, or to any member of their immediate families. The  
13    authority itself may receive gifts, subject to written approval of  
14    the Department of Finance. The authority may transfer the gifts it  
15    receives to any person subject to this section only with the written  
16    approval of the Department of Finance.  
17    (b) A member, employee, or consultant of the authority shall  
18    not, for compensation, appear before the authority on behalf of,  
19    or in any way represent before the authority, any individual or  
20    private or public entity for a period of three years after termination  
21    of the person's relationship with the authority. This prohibition  
22    shall not apply to a state employee or officer, or an elected local  
23    official, who appears before the authority in his or her official

1 capacity on behalf of the public entity that the employee, officer,  
2 or official represents.

3 (c) The provisions of this section shall be enforced by the  
4 Attorney General, district attorney, or city attorney with  
5 jurisdiction, pursuant to the rules and penalties set forth in the  
6 Political Reform Act of 1974 (Title 9 (commencing with Section  
7 81000) of the Government Code).

8 *SEC. 2. Section 185034 of the Public Utilities Code is amended*  
9 *to read:*

10 185034. The authority may do any of the following:

11 (1) Conduct engineering and other studies related to the selection  
12 and acquisition of rights-of-way and the selection of a franchisee,  
13 including, but not limited to, environmental impact studies,  
14 socioeconomic impact studies, and financial feasibility studies.

15 (2) Evaluate alternative high-speed rail technologies, systems  
16 and operators, and select an appropriate high-speed rail system.

17 (3) Establish criteria for the award of a franchise.

18 (4) Accept grants, fees, and allocations from the state, from  
19 political subdivisions of the state or from the federal government,  
20 ~~foreign governments~~, and private sources.

21 (5) Select a proposed franchisee, a proposed route, and proposed  
22 terminal sites.

23 (6) Enter into contracts with public and private entities for the  
24 preparation of the plan.

25 (7) Prepare a detailed financing plan, including any necessary  
26 taxes, fees, or bonds to pay for the construction of the high-speed  
27 train network.

28 (8) Develop a proposed high-speed rail financial plan, including  
29 necessary taxes, bonds, or both, or other indebtedness, and submit  
30 the plan to the Legislature and to the Governor.

31 (9) Keep the public informed of its activities.